

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DARLENE JOHNSON

**FILED** CIVIL ACTION

v.

FEB 24 2009

MICHAEL J. ASTRUE, MICHAEL E. KUNZ, Clerk  
Commissioner of Social Security By \_\_\_\_\_ : Dep#08-3302

ORDER

THOMAS M. GOLDEN, J.

AND NOW, this <sup>20</sup><sup>th</sup> day of *February*, 2009, upon consideration of the Plaintiff's Request for Review and the Defendant's response thereto, and after careful review of the Report and Recommendation of United States Magistrate Jacob P. Hart, IT IS ORDERED that

1. The Report and Recommended is APPROVED and ADOPTED;
2. The Plaintiff's Request for Review is GRANTED IN PART and DENIED IN PART; and
3. The matter is REMANDED for further review by an agency medical consultant who will (a) give appropriate weight to the report of the examining expert; and (b) consider the evidence from Johnson's treating mental health practitioners.

BY THE COURT:

  
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THOMAS M. GOLDEN, J.